THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.13897 of 2007

Dated: 02-07-2007

Between:

K.Vinay Kumar.

..... PETITIONER

AND

The District Collector, Nellore District, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.13897 of 2007

ORDER:

The petitioner is allegedly in occupation of the land in survey No.1791/D situated at Gudur Town, Nellore District, for over fifty years, where he is running a bookstall in the name and style of Janata Book Stall. He also alleges that third respondent granted patta in respect of said land on 24.01.1998 after receiving the market value, whereafter he constructed a pucca house. It is now alleged that the respondents are contemplating to dispossess the petitioner forceably without following due process of law. Therefore, a direction is sought to the respondents not to dispossess the petitioner.

On a reading of the affidavit accompanying the writ petition, this Court is convinced that pleadings in the nature to maintain a suit for permanent injunction are not even made and very vague allegations are made. It appears that the writ petition is filed on mere apprehension to prevent the respondent authorities from taking necessary action as per law. There is no reason to surmise that the Tahsildar would not give any notice before evicting the petitioner.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

02nd July, 2007

ghn